

REFERENCE TITLE: inmates; documentation; workforce reentry.

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SB 1290

Introduced by
Senators Kaiser: Bennett, Kerr, Miranda

AN ACT

AMENDING TITLE 41, CHAPTER 11, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1610.03; RELATING TO THE STATE DEPARTMENT OF
CORRECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 11, article 1, Arizona Revised
3 Statutes, is amended by adding section 41-1610.03, to read:

4 41-1610.03. Inmates; workforce and reentry; documentation;
5 rules

6 A. THE STATE DEPARTMENT OF CORRECTIONS SHALL PROVIDE AN INMATE WHO
7 IS DISCHARGED FROM IMPRISONMENT FOR A FELONY OFFENSE AND WHO INTENDS TO
8 RESIDE IN THIS STATE WITH RELEVANT DOCUMENTATION TO ASSIST THE INMATE IN
9 OBTAINING POSTRELEASE EMPLOYMENT AND SHALL COORDINATE WITH THE DEPARTMENT
10 OF TRANSPORTATION TO REPLACE THE INMATE'S CURRENT NONOPERATING
11 IDENTIFICATION LICENSE OR DRIVER LICENSE, IF NECESSARY, OR TO PROVIDE THE
12 INMATE WITH A NONOPERATING IDENTIFICATION LICENSE IF THE INMATE DOES NOT
13 POSSESS A CURRENT NONOPERATING IDENTIFICATION LICENSE OR DRIVER LICENSE.

14 B. NINE MONTHS BEFORE AN INMATE'S RELEASE FROM CUSTODY, THE STATE
15 DEPARTMENT OF CORRECTIONS, IN COORDINATION WITH THE DEPARTMENT OF
16 TRANSPORTATION, SHALL DETERMINE WHETHER THE INMATE POSSESSES A CURRENT AND
17 VALID NONOPERATING IDENTIFICATION LICENSE OR DRIVER LICENSE. IF THE
18 INMATE DOES NOT POSSESS A CURRENT AND VALID NONOPERATING IDENTIFICATION
19 LICENSE OR DRIVER LICENSE, THE STATE DEPARTMENT OF CORRECTIONS SHALL BEGIN
20 GATHERING THE DOCUMENTATION THAT IS REQUIRED FOR OBTAINING A NONOPERATING
21 IDENTIFICATION LICENSE.

22 C. THE STATE DEPARTMENT OF CORRECTIONS, IN COORDINATION WITH THE
23 DEPARTMENT OF TRANSPORTATION, SHALL PROVIDE A NONOPERATING IDENTIFICATION
24 LICENSE TO EACH ELIGIBLE INMATE, ON RELEASE FROM CUSTODY, WHO DOES NOT
25 POSSESS A CURRENT AND VALID NONOPERATING IDENTIFICATION LICENSE OR DRIVER
26 LICENSE. A NONOPERATING IDENTIFICATION LICENSE OR DRIVER LICENSE THAT IS
27 ISSUED TO AN INMATE PURSUANT TO THIS SECTION SHALL BE ISSUED, REPLACED,
28 CANCELED AND DENIED IN THE SAME MANNER AS A NONOPERATING IDENTIFICATION
29 LICENSE OR A DRIVER LICENSE PURSUANT TO TITLE 28, CHAPTER 8, ARTICLE 4.

30 D. THE DEPARTMENT OF TRANSPORTATION SHALL ALLOW COPIES OF BIRTH
31 CERTIFICATES ALONG WITH A STATE DEPARTMENT OF CORRECTIONS ISSUED RECORD
32 CARD TO SERVE AS A VALID FORM OF PHOTO IDENTIFICATION TO OBTAIN A
33 NONOPERATING IDENTIFICATION LICENSE OR DRIVER LICENSE PURSUANT TO
34 SUBSECTION C OF THIS SECTION.

35 E. NOTWITHSTANDING TITLE 28, CHAPTER 8, ARTICLE 4, A NONOPERATING
36 IDENTIFICATION LICENSE THAT IS ISSUED PURSUANT TO SUBSECTION C OF THIS
37 SECTION, FOR A FEE TO BE DETERMINED BY THE DEPARTMENT OF TRANSPORTATION,
38 IS VALID FOR FOUR YEARS FROM THE MONTH OF ISSUANCE AND IS NONRENEWABLE AND
39 NONTRANSFERABLE.

40 F. THE STATE DEPARTMENT OF CORRECTIONS SHALL PROVIDE ANY INMATE WHO
41 HAS SERVED IN THE UNITED STATES MILITARY WITH THE CONTACT INFORMATION OF
42 THE DEPARTMENT OF VETERANS' SERVICES ALONG WITH THE DEPARTMENT OF
43 VETERANS' SERVICES VETERAN BENEFITS GUIDE.

1 G. THE STATE DEPARTMENT OF CORRECTIONS MAY USE ANY MONIES AVAILABLE
2 TO COVER THE COSTS ASSOCIATED WITH IMPLEMENTING AND ADMINISTERING THIS
3 SECTION AND TO PAY FEES ASSOCIATED WITH ISSUING A NONOPERATING
4 IDENTIFICATION LICENSE OR DRIVER LICENSE, INCLUDING INMATE TRUST FUND
5 MONIES, EXISTING DEPARTMENT FUND MONIES AND DONATIONS.

6 H. TO ASSIST AN INMATE IN OBTAINING POSTRELEASE EMPLOYMENT, THE
7 STATE DEPARTMENT OF CORRECTIONS SHALL PROVIDE THE INMATE WITH THE
8 FOLLOWING DOCUMENTATION:

9 1. A COPY OF THE INMATE'S VOCATIONAL TRAINING RECORD, IF
10 APPLICABLE.

11 2. A COPY OF THE INMATE'S WORK RECORD, IF APPLICABLE.

12 3. A CERTIFIED COPY OF THE INMATE'S BIRTH CERTIFICATE, IF
13 OBTAINABLE.

14 4. A SOCIAL SECURITY CARD OR A REPLACEMENT SOCIAL SECURITY CARD.

15 5. A RESUME THAT INCLUDES ANY TRADE LEARNED BY THE INMATE AND THE
16 INMATE'S PROFICIENCY AT THAT TRADE.

17 6. DOCUMENTATION THAT THE INMATE HAS COMPLETED A MOCK JOB
18 INTERVIEW.

19 I. THE STATE DEPARTMENT OF CORRECTIONS SHALL NOTIFY AN INMATE IF
20 THE INMATE IS ELIGIBLE TO APPLY FOR A LICENSE OR CERTIFICATE FROM A STATE
21 AGENCY THAT OVERSEES OCCUPATIONAL LICENSES OR CERTIFICATIONS.

22 J. SUBSECTION H, PARAGRAPHS 5 AND 6 DO NOT APPLY TO INMATES WHO ARE
23 ANY OF THE FOLLOWING:

24 1. SIXTY-FIVE YEARS OF AGE OR OLDER.

25 2. BEING RELEASED FOR MEDICAL REASONS OR WHO ARE BEING DISCHARGED
26 FROM A PRISON INFIRMARY.

27 3. BEING RELEASED TO THE CUSTODY OF ANOTHER JURISDICTION ON A
28 WARRANT OR DETAINER.

29 4. DETERMINED BY THE STATE DEPARTMENT OF CORRECTIONS TO BE
30 PHYSICALLY OR MENTALLY UNABLE TO RETURN TO THE WORKFORCE ON RELEASE FROM
31 INCARCERATION.

32 K. THE STATE DEPARTMENT OF CORRECTIONS, THE DEPARTMENT OF HEALTH
33 SERVICES AND THE DEPARTMENT OF TRANSPORTATION MAY ADOPT RULES TO IMPLEMENT
34 THIS SECTION.